

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

**Mail Stop ISSUE FEE**  
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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

27949 7590 12/19/2005

LAW OFFICE OF JAY R. YABLON  
 910 NORTHUMBERLAND DRIVE  
 SCHENECTADY, NY 12309-2814

12/22/2005 TBESHAH2 00000065 10065683

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## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Jay R. Yablon

(Depositor's name)

(Signature)

December 21, 2005

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/065,683	11/08/2002	Robert F. Keville	ISIP017US	2319

TITLE OF INVENTION: IONIC PRE-CONCENTRATION XRF IDENTIFICATION AND ANALYSIS DEVICE, SYSTEM AND METHOD

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$0	\$700	03/20/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
KAO, CHIH CHENG G	2882	378-047000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Jay R. Yablon

2 Michelle D. Simkulet

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEES

InterScience, Inc.  
 KMD Science, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Troy, New York  
 Valley Springs, California

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☐ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☒ Payment by credit card. Form PTO-2038 is attached.  
☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number \_\_\_\_\_ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.  
 NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Typed or printed name

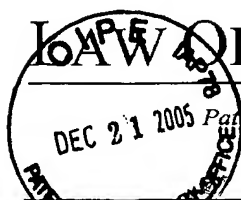
Jay R. Yablon

Date December 21, 2005

Registration No. 30604

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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# LAW OFFICE OF JAY R. YABLON

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## FACSIMILE COVER PAGE

To: USPTO Box ISSUE FEE	From: Jay R. Yablon
Fax #: 15712732885	Fax #: 518-377-6737
Company: USPTO	Tel #: 518-377-6737
Subject: Issue Fee Payment and Comment on Examiner's Amendment for US 10/065,683	
Sent: 12/21/2005 at 2:54:40 PM	Pages: 3 (including cover)

### MESSAGE:

Dear Sirs:

Please find attached the issue fee transmittal and payment for US 10/065,683.

In numerous places, examiner's amendment replaces "comprising" with --having--.

It should be made of record that examiner requested these amendments simply for what examiner felt was a better grammatical expression, and that this amendment is *non-limiting and irrelevant to the scope of the claims*. Applicants' counsel agreed to these amendments on the understanding that the scope of claims is not affected, and that --having-- still acts legally in the same manner as "comprising" and is not at all limiting with respect to an infringement which may --have-- other elements in addition to those elements recited after --having-- in the claims.

Very truly yours,

Jay R. Yablon, Registration # 30604

### CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office Fax Number 15712732885 on the transmission date of 12/21/2005, pursuant to 37 C.F.R. 1.8

Name of person signing this certificate: Jay R. Yablon

(signature)